PATENT Attorney Docket No. 205071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

White et al.

Art Unit: 3632

Application No. 10/045,572

Examiner: Le Tan

Filed: October 23, 2001

For: R

RETAINER CLIP FOR MOUNTING

SINK TO COUNTER TOP

COMMUNICATION OF REASONS CONCERNING REFILING OF THE APPLICATION

Mail Stop Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The above-identified application is being refiled to afford the Examiner the opportunity to consider a European search report, which had previously been provided to the Patent Office, but which had not been considered by the date of the refiling.

The European search report and identified references are being submitted with the refiling to facilitate their review. It will be noted that the search report and cited references were originally submitted with an Information Disclosure Statement by Certificate of Mailing on June 24, 2003, and were received in the Patent Office on June 27, 2003, as evidenced by the date-stamped return-receipt postcard. The Information Disclosure Statement was therefore received in the Patent Office prior to the mailing of the Notice of Allowance issued in this application. The refiling is occurring just several days before payment of the issue is required.

Full consideration of the references identified in the European search report is requested and encouraged. In this regard, it should be noted that the European search was conducted in relation to claims as they were originally pending in this application. The claims of the above-identified application were subsequently amended, and it is those

In re Appln. of White et al. Application No. 10/045,572

amended claims that were deemed patentable by the Examiner and which are subject to the Notice of Allowance.

The Examiner is respectfully requested to telephone the undersigned attorney if he has any questions concerning the refiled application, or if, in his view, a telephone communication would expedite his review of the pending claims and the issuance of the application as a U.S. patent.

Respectfully submitted,

Charles H. Mottier, Reg. No. 30,874 LEYDIG, VOIT & MAYER, LTD.

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Date: September 25, 2003

POSTAL CARD

THE FOLLOWING PAPER HAS BEEN RECEIVED AND PLACE IT IN THE OUTGOING MAIL

Mailed June 24, 2003 via First Class Mail CHIMICA

205071-Elkay In re Application of White et al., Filed October 23, 200)

For RETAINER CLIP FOR MOUNTING SINK TO COUNTERTOP

U.S. Patent Application No. 10/045,572

LEYDIG, VOIT & NAYER PTO Form 1449 (1 page); Copies of References and Abstracts
[Uth-CB; Copies of References and this return postcard.]
[Uth-CB; Copy of European Search Report (3 pages); and this return postcard. HEOSWAPInformation Disclosure Statement (4 pages in duplicate);

PATITIM Due Date_